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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

RITE AID CORPORATION, NAME
 RITE, LLC,

Plaintiffs,

v.

JINGLE NETWORKS, INC.,

Defendant.

Case No. 09-CV-1051 (SI)

**STIPULATED DISMISSAL [AND
~~PROPOSED ORDER~~]**

The parties have reached a settlement in the above-captioned matter. Accordingly,
 Plaintiffs Rite Aid Corporation and Name Rite, LLC and Defendant Jingle Networks, Inc., hereby
 stipulate to and give notice of the stipulated voluntary dismissal without prejudice pursuant to
 Federal Rules of Civil Procedure Rule 41(a)(1)(A)(ii), with each party to bear its own costs and
 attorneys' fees in accordance with the parties' agreement.

1 Dated: August 5, 2009

MORGAN, LEWIS & BOCKIUS LLP

2
3 By

Sharon R. Smith

4 Sharon R. Smith
5 Attorneys for Plaintiffs
6 Rite Aid Corporation and Name Rite, LLC

7 Dated: August 5, 2009

HARVEY SISKIND LLP

8
9 By

D. Peter Harvey

10 D. Peter Harvey
11 Attorneys for Defendant

12 ORDER

13 IT IS SO ORDERED. All scheduled dates are VACATED and the action is DISMISSED,
14 without prejudice.

15 Dated: August 7, 2009

